(5) SINGLE BENCH

CF 1002

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION (C) NO. 7547 OF 2006

PETITIONER

Anil Kumar, S/o Shri Gautam Singh, aged about 42 years, Resident of Manjhapara, Kanker, District Kanker (Chhattisgarh)

VERSUS

RESPONDENTS

1. State of Chhattisgarh Through the Secretary, Department of Revenue, Mantralaya, Dau Kalyan Singh Bhawan, Raipur Dist. Raipur (Chhattisgarh)
2. Collector (Nazul), District Kanker (Chhattisgarh)
3. Municipal Council, Kanker through Chief Municipal Officer, Kanker, District (Chhattisgarh)
4. Executive Engineer, National Highway Authority, Jagdalpur, District Bastar (Chhattisgarh)
5. Sub Divisional Officer National Highway Authority Kanker (Chhattisgarh)

P.R. No. 2200/06
Presented by Shri Rakesh Dubey
dated 21/12/06

RECEIVED-COPY
21/12/06
CLERK to A. G. BILASPUR

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN NATURE OF MANDAMUS, AND OTHER SUITABLE WRIT OR WRITS, DIRECTION OR DIRECTIONS, ORDER OR ORDERS:

The petitioner above-named most respectfully submits as under:

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(28)

मामला क्रमांक W.P.(C).7547/06 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	15.1.2007 Mr. Amrito Das counsel for the petitioner. Mr. Sumesh Bajaj GA appears for respondents 1, 2, 4 and 5. None for respondent No.3. Heard . The petitioner apprehends that possession of his plot, house and shop may be taken over by the respondents for the purpose of widening of the road. Plot has been allotted to the petitioner on permanent lease. Respondents without following the procedure prescribed under the law and without acquiring the land are contemplating demolition of the house/shop of the petitioner. He submits that in the identical matter i.e. W.P. (C) No. 7192/2006 this Court vide order dated 10.1.2007 has disposed of the petition with a direction to the respondents that they shall not dispossess the petitioner from their lawful ownership of the property without following due procedure under the law which is not disputed by the counsel appearing for the respondents. In view of above submissions of the counsel for the petitioner the petition is disposed of with a direction that the respondents shall not dispossess/demolish the house/shop of the petitioner for widening of National Highway No. 43 without following due process of law. Consequently, applications for interim relief and urgent hearing also stand disposed of. Certified copy as per rules. **Sd/-** **Dhirendra Mishra** **Judge**	

P.T.O.